



Order 99-3-25
Served March 31, 1999

**UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.**

Issued by the Department of Transportation
on the 26th day of March, 1999

Essential Air Service at

GALLUP, NEW MEXICO

under 49 U.S.C. 41731 *et seq.*

Docket OST-1998-4706

**ORDER EXTENDING SERVICE OBLIGATION
AND RESOLICITING PROPOSALS**

Summary

By this Order, the Department of Transportation is extending Mesa's service obligation at Gallup for another 30 days, through May 5, 1999, and resoliciting proposals from carriers interested in serving Gallup.

Background

On November 4, 1998, Mesa Airlines, Inc., d/b/a America West Express, filed a 90-day notice of intent to suspend service at Gallup, New Mexico, as of February 3, 1999. By Order 99-2-1, February 5, 1999, the Department prohibited Mesa from suspending service at Gallup for 30 days beyond the end of the 90-day notice period, through March 5, 1999, and requested proposals from air carriers interested in providing replacement service at Gallup. By Order 99-3-4, March 3, 1999, the Department extended Mesa's service obligation at Gallup for another 30 days, through April 5, 1999, and resolicited proposals from carriers interested in serving Gallup.

The Department has not received any air carrier service proposals for Gallup.

Decision

In accordance with 49 U.S.C. 41734(c), we will extend Mesa's service obligation at Gallup for an additional 30 days, through May 5, 1999, or until replacement service actually begins, whichever occurs first. We will also resolicit proposal options that would provide the community with service to Albuquerque, Phoenix, or any suitable hub consisting of at least two and preferably three round trips a day nonstop or one-stop, six days a week with twin-engine, two-pilot, pressurized aircraft having at least 15 passenger seats. In order to assist carriers in making passenger and revenue forecasts, we have included historical traffic data in Appendix B to Order 99-2-1. Order 99-2-1 also sets forth procedures for filing replacement proposals, other carrier requirements, and the Department's provisions for community and State comments.

This order is issued under authority assigned in 49 CFR Part 385.

ACCORDINGLY

1. We require Mesa Airlines, Inc., d/b/a America West Express, to maintain essential air service at Gallup, New Mexico, as set forth in Appendix C of Order 99-2-1, for an additional 30-day period, through May 5, 1999, or until a carrier capable of providing reliable replacement service actually begins service, whichever occurs first;¹
2. We request that air carriers interested in providing essential air service at Gallup, New Mexico, submit their proposals, with subsidy requests if necessary, within 20 days after the date of service of this order. Proposals should include all the data required by section 204.4 of the Department's Aviation Economic Regulations (14 CFR 204.4). An original and five copies of the proposal should be sent to the EAS and Domestic Analysis Division, X-53; Office of Aviation Analysis, Room 6401; Department of Transportation; 400 Seventh Street, S.W.; Washington, DC 20590, with the title: "Proposal To Provide Essential Air Service at Gallup, New Mexico, Docket OST-1998-4706;"²
3. We direct Mesa Airlines, Inc., d/b/a United Express, to retain all books, records, and other source and summary documentation to support subsidy claims for payment, and to preserve and maintain such documentation in a manner that readily permits its audit and examination by representatives of the Department. Such documentation shall be retained for seven years or until the Department indicates that the records may be destroyed. Copies of flight logs for aircraft sold or disposed of must be retained. The carrier may forfeit its compensation for any claim that is not supported under the terms of this order; and
4. Docket OST-1998-4706 shall remain open until further order of the Department; and
5. We will serve a copy of this order on the Mayor and Airport Manager of Gallup, New Mexico; the Governor of New Mexico; the Director of the New Mexico State Highway

¹ In accordance with 49 U.S.C. 41734(c), we will extend Mesa's service obligation for successive 30-day periods as necessary until replacement service actually begins.

² After the proposals have been docketed, Department staff will contact each applicant and direct it to serve a copy of its proposal on the civic officials of the community, the state, and the other applicants. All applicants must then file a certificate of service with the Department's Documentary Services Division.

& Transportation Department; Mesa Air Group; and the air carriers listed in the Appendix to this Order.

Persons entitled to petition the Department for review of this order under the Department's Regulations, 14 CFR 385.50, must file such petitions within ten days after the date of service of this order.

This order will be effective immediately, and the filing of a petition for review shall not preclude its effectiveness.

By:

JOHN V. COLEMAN
Director
Office of Aviation Analysis

(SEAL)

*An electronic version of this document is available on the World Wide Web at
http://dms.dot.gov/reports/reports_aviation.asp*

Service List for the State of New Mexico

ACT International Airlines, Inc.	Ken Bannon
Aero Freight, Inc.	Nathaniel P. Breed
Air L.A., Inc.	E.B. Freeman
Air Midwest, Inc.	Ben Harrison
Air Transport, Inc.	A. Edward Jenner
Amerijet International, Inc.	Keith Kahle
Arizona Airways, Inc.	Helen McCoy
Arizona Pacific Airlines, Inc.	John McFarlane
Aspen Airways, Inc.	Andy Pike
Barken International, Inc.	Richard A. Raymer
Blue Ridge Airlines	William C. Seigler
Conquest Airlines Corporation	Andrew Spinks
Delta Connection	Kevin Thomas
Exec Express II, Inc.	Larry Tiffin
Great Lakes Aviation, Ltd.	
Laredo Air, Inc.	
Lone Star Airlines, Inc.	
Mesa Airlines, Inc.	
Metro Express II, Inc.	
Metroflight, Inc.	
Midway Airlines, Inc.	
Midwest Express Airlines, Inc.	
Northwest Airlink	
Pacific Air West, Inc.	
Redtail Aviation	
Renown Aviation, Inc.	
Rocky Mountain Helicopters, Inc.	
Skywest Airlines, Inc.	
Texas National Airlines, Inc.	
Wings West Airlines, Inc.	